



**CITY OF LODI  
COUNCIL COMMUNICATION**

**AGENDA TITLE:** Accept improvements under contract for Henning Substation, Block Wall and Gate Project and adopt resolution appropriating \$6,400 in additional funds for the project (EUD)

**MEETING DATE:** December 3, 2003

**PREPARED BY:** Electric Utility Director

**RECOMMENDED ACTION:** That the City Council accept the improvements under the Henning Substation Block Wall and Gate contract, direct the Electric Utility Director to file a notice of completion with the County Recorder's Office and appropriate additional funds in the amount of \$6,400.

**BACKGROUND INFORMATION:** The contract was awarded to System 3, Inc., Carmichael, CA on December 4, 2002, in the amount of \$69,600. The City Council also appropriated \$80,660 for the project at the same meeting. During the construction period a number of issues arose. The contractor had to reconstruct a substantial portion of the project in order to conform to the plans and specifications. Plans and specifications were also modified to accept some of the contractor's work without reconstruction. As a result of the contractor's approach to this project additional expenditures were incurred by the City for inspections and testing as well as plans and specifications changes during the construction period. Inspection and testing expenditures is the responsibility of the City. At the start of the project it was not anticipated to have full time inspection on site. However, it became apparent that in this case to get a product that would be acceptable full time inspection would be necessary.

At this time the contract has been completed in substantial conformance with the plans and specifications approved by the City Council and as modified during construction. The project installed a 12ft. tall by 192ft. long concrete masonry unit (CMU) block wall along the west property line and a 16ft. wide gate in the existing CMU block wall at the south east corner of the substation.

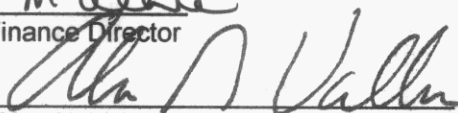
The contract completion date was May 2, 2003, with the actual completion date being November 11, 2003. This delay in completion was due to the above issues relating to the construction practices of the contractor coupled with delays in obtaining additional materials for the reconstruction. It should be noted that the contractor did not submit any change orders or request additional compensation beyond the contract amount.

It is further recommended that the City Council appropriate additional funds in the amount of \$6,400 to fund the unanticipated expenditures. The budgeted amount for this project is \$100,000 with a final cost of \$87,060.

**FUNDING:** Included in the Department's 2001-03 Financial Plan and Budget (page E-41).

**Funding Approval:**

  
Vicky McAthie, Finance Director

  
Alan N. Vallow  
Electric Utility Director

**PREPARED BY:** Hans Hansen, Manager, Engineering and Operations  
ANV/HH/lst  
cc: City Attorney Finance Director

**APPROVED:**   
H. Dixon Flynn, City Manager

RESOLUTION NO. 2003-224

A RESOLUTION OF THE LODI CITY COUNCIL ACCEPTING  
IMPROVEMENTS UNDER THE CONTRACT FOR THE HENNING  
SUBSTATION BLOCK WALL AND GATE PROJECT, AND AUTHORIZING  
AND DIRECTING THE ELECTRIC UTILITY DIRECTOR TO FILE A NOTICE  
OF COMPLETION WITH THE COUNTY RECORDER, AND FURTHER  
APPROPRIATING ADDITIONAL FUNDS FOR THIS PROJECT

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WHEREAS, the contract for the Henning Substation Block Wall and Gate Project was awarded to System 3, Inc., of Carmichael, California, on December 4, 2002, in the amount of \$69,600.00, with the City Council appropriating \$80,660.00 for the project; and

WHEREAS, the final contract price was \$87,060.00 resulting in an overrun of \$6,400.00. During construction several issues arose requiring the contractor to reconstruct a substantial portion of the project in order to conform to the plans and specifications. The plans and specifications were modified to accept some of the contractor's work without reconstruction; and

WHEREAS, as a result of the contractor's approach to this project, additional expenditures, which are the responsibility of the City, were incurred for inspections and testing; and

WHEREAS, the contract has now been completed in substantial conformance with the plans and specifications approved by the City Council and as modified during construction.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Lodi does hereby accept the improvements under the Henning Substation Block Wall and Gate Project; and

BE IT FURTHER RESOLVED that the Electric Utility Director is hereby authorized and directed to file a Notice of Completion with the County Recorder's office; and

BE IT FURTHER RESOLVED that funds in the amount of \$6,400.00 be appropriated from the 2001-03 Financial Plan and Budget for this project.

Dated: December 3, 2003

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I hereby certify that Resolution No. 2003-224 was passed and adopted by the City Council of the City of Lodi in a regular meeting held December 3, 2003, by the following vote:

AYES: COUNCIL MEMBERS – Beckman, Hansen, Howard, Land, and Mayor Hitchcock

NOES: COUNCIL MEMBERS – None

ABSENT: COUNCIL MEMBERS – None

ABSTAIN: COUNCIL MEMBERS – None

  
SUSAN J. BLACKSTON  
City Clerk